

INTERMYER VISITS PEABODY,

AFTER WHICH PEABODY ISSUES A VERBAL BROADSIDE

And Undermyer Replies With a Volley Equally Emphatic—One Side or the Other Has Its Dates Mixed Regarding the Demand for Policyholders' Lists.

Samuel Undermyer, counsel for the international policyholders' committee, and President Peabody of the Mutual Life held a conference yesterday in the Mutual executive offices. It was the first time the two have met since the war of words between the international committee and the Mutual management began. No ambulance calls came from the conference room.

Mr. Undermyer refused to discuss the conference, and no information regarding it was obtainable at the Mutual offices. It's pretty certain, though, that no truce in the fight over the policyholders' lists has been declared, as a two page statement was filed at Mr. Undermyer from the Mutual building scarcely before he was out of the enemy's territory. President Peabody had had just about time enough to hustle into the "statement room" and grab a 500 word charge. The statement was delivered by way of the law department and looked like this:

The fact about the question of changes of addresses which Mr. Undermyer wants is as follows:

He sent to the Mutual Life office late in the day of August 2 a letter to Mr. Peabody, president, demanding that the company with the Superintendent of Insurance the new addresses of the policyholders received up to that date, and also that the company place the stencils which belong to it at the disposal of his committee. Mr. Peabody left town on the morning of August 3, and half an hour after he had left his office Mr. Undermyer served the order to show cause, returnable on Tuesday morning, and the affidavits upon which the order was based were verified August 2, the same day upon which he made his alleged demand, which demand has not to the present moment been refused. He thus must have prepared his papers, upon which to ask for his order to show cause, before he made the demand, for the refusal of which he asked for the order.

It looks as if he had said that the company would furnish him with the information in regard to the changes of addresses before he could get his order in, and thus a great opportunity for newspaper notoriety would be lost.

He tries to give the impression that the company filed an incorrect list on July 15. The result of the proceedings (the court proceedings before Justice Giegerich) shows that the company's list was correct on that date, and that the court orders is that the subsequent information which has reached the company should be filed in the department at Albany.

The statement from the law department sets forth a letter which President Peabody wrote to Mr. Undermyer on August 2 as pertinent to the proceedings before Justice Giegerich, which resulted in a representative of the policyholders' committee obtaining a writ of mandamus to compel the filing of corrections to the policyholders' lists. This letter was written in reply to a formal request by Mr. Undermyer on July 30 that the international committee be allowed to copy the corrected stencil list which the Mutual was preparing for its use. In the letter President Peabody says:

There is not now and there never has been any objection on the part of this company or of any of its officers to the proper use of the policyholders of any of its facilities, including the above mentioned stencils, under proper conditions for the preservation and care of the company's property. It is manifest that such facilities cannot be given to each individual policyholder when demanded, but the statute has designated the number of 100 policyholders as the number which, when combined in a movement, should have a standing for the purposes of the annual election, and the company will be glad to furnish to any 100 policyholders who may see fit to combine under the terms of the statute in the nomination of a ticket all the facilities of all the use of the company's property which may be consistent with the proper transaction of the company's business and the due preservation and care of the property.

It didn't take the folks at the international committee headquarters long to get a "hot one" off the griddle in reply. The letter to which Mr. Peabody refers was written August 1 instead of August 2, it was said, and, besides, Mr. Undermyer was writing on July 30 and had received no reply when the papers in the mandamus proceedings were drawn.

In reference to Mr. Undermyer's statement that it looks as if Mr. Undermyer was afraid that the company would furnish him with the changed addresses, Mr. Undermyer said that he was not at all afraid of such fear nor did he for a moment imagine that the company would do any part of its duty to the policyholders.

His judgment on that subject, he thought, was proved to be accurate when the counsel for the company went into court with affidavits from the president and all concerned attorneys opposing the application for the information. The action of the company in trying to keep the addresses of policyholders away from the committee has been consistent from the beginning. Nothing but the mandate of the court would give the committee that to which it was clearly entitled. Mr. Undermyer said, it is content.

In regard to the offer made in the Peabody letter to furnish all the use of the company's property to groups of 100 policyholders who had nominated a ticket, Mr. Undermyer contended in court on Wednesday that that was a matter for the work of the committee. The committee, he said, wanted the correct names and addresses of the policyholders at once, as they wished to circulate the policyholders before the ticket is named.

The Mutual Life will not take any appeal from Justice Giegerich's decision. The writ will be signed this morning, its form having been agreed upon yesterday.

NEW LAW AT FAULT.

Wahle Says It Permits Doctors to Give Defective Death Certificates.

Magistrate Wahle in the Yorkville police court yesterday discharged Dr. Simon M. Roth of 293 East Third street, who was arrested last May charged by Dr. Guilfoyle of the Board of Health with improperly making out a death certificate. Dr. Roth declared in the certificate that a certain woman died of inflammation of the kidneys, whereas the real cause was a criminal operation, inflammation being a later symptom.

Magistrate Wahle said that the old sanitary code which required that both the direct and indirect cause of death be given had been superseded in 1905 by a State law which required only that a cause should be given. The magistrate pointed out that the form of death certificate now supplied by the Board of Health is in compliance with the obsolete code and not with the law of 1905.

"The fault lies," he said, "with the law as it now stands. It is pitiable to record that apparently reputable physicians seem content with superficial examinations. The sooner the public is apprised of this condition of affairs, and it is remedied, the better it will be for the community at large."

Another Setback for Mrs. Lovett.

Supreme Court Justice Maddox in Brooklyn has denied a motion for a new trial in the suit of George E. Lovett, the real estate broker, against Grace E. Lovett for an absolute divorce. A couple of months ago, after a long and sensational trial, the jury after an all night deliberation gave a judgment for Mrs. Lovett.

THAW DENIAL IN THOMAS SUIT.

He's Stirred Up About It and Issues a Formal Statement.

Harry Thaw is still upset about the stories that a young woman named Ethel Thomas brought a suit against him for beating her and that the suit was compromised. Nothing else that has come up since the killing of Stanford White has had so much effect on him. He is particularly displeased to think that any one should believe that he settled the suit. Through his counsel, Clifford H. Hartridge, Thaw issued this statement yesterday:

Mr. Thaw's attorney states that Mr. Thaw has made but one statement regarding the blackmail case. The exact text of that statement, written on August 4, is: "To-day's papers allege that the so-called Thomas woman is dead. Probably this is only another falsehood of the men of whom the unfortunate creature was a supine fool. Now they conceal the woman to conceal their tracks."

He makes the following additional statement: Some papers state that Mr. Thaw supposes that the suit was settled. No settlement out of court ever occurred or could occur of a perjured suit against me.

He will say nothing more until the proper moment may come.

A number of persons were very much disturbed yesterday because Thaw got some food outside of the Tombs prison, neglecting the regular Tombs caterer. It was said that Thaw had had a wife's room with the Tombs caterer and bounced him. Thaw denied it. He said he wanted a change of diet.

A friend of Florence Ziegfeld, husband of Anna Held, says that Ziegfeld was in Paris a story about three chorus girls calling on White the day he was killed. White wasn't home, and one of them for a joke left the door open. Mrs. Thaw had called. When White returned he got the message and wrote a note to Mrs. Thaw saying he was sorry he wasn't home and also sent a basket of flowers. Thaw got the flowers and the note and, according to the story, was so enraged that it had something to do with his killing White.

Assistant District Attorney Garvan has heard nothing of the story. The young woman who is said to have left the message may be a member of Anna Held's company this fall. She has been spoken of as a very important witness.

SIX FITS ON FIFTH AVENUE.

Danny George, Boy Champion of Noted Family of "Sprawlers," Locked Up.

Little Danny George, said to be the champion fit thrower, was arraigned in the Children's Court yesterday because he insisted upon performing in front of the residence of Collis P. Huntington, at Fifty-first street and Fifth avenue, the night before, while a sympathetic crowd gathered around and took up a collection for him. Although Danny is only 10 years old he can beat any of the regulars at faking spasms. According to the officers of the Children's society and the police, he comes from a family of distinguished "sprawlers."

Danny was working Fifth avenue on Wednesday night with marked success. He had thrown about six fits from Forty-second to Fifty-first street, and each time crowds gathered around him and offered him money to throw more. Then the hat was passed around and the nickels, dimes and quarters were poured into Danny's hands. He spurned kind offers to be escorted home, but scooped up a side street as soon as he got the coin.

A man who had watched Danny throw about three fits tipped off the officers that he had sprawled in front of the Huntington house and started to quiver and roll his eyes. He was taken to the East Fifty-first street station, where he confessed that he was a professional.

"Me brudder Chimmie tink he got it on me when it comes to throwin' fits," said Danny, "but he ain't it. I kin con any guy wot comes along de beach, and dat's no poise."

Danny told Justice McAvoy that the fit throwing graft was pretty good. "A bloke kin git away wit de goods if dere's no society bull on de job," he declared, "but you has ter have yep peepers peered, 'cause dere might be a guy wot seen youse sprawlin' afore. Den de jig is up."

Justice McAvoy held Danny for further examination to give the police a chance to look up his family. He said he lived at 300 East Sixtieth street.

AMBULANCE CAME IN A HURRY.

At Call of Man Who Visualized a Tragedy on the Pulitzer Building's Front.

"Send an ambulance to the Pulitzer Building in a hurry. Man got both legs broken and he's dying."

That message came to Hudson street hospital over the telephone at 9 o'clock last night and Paddy, the old ambulance driver, made a record that would have done credit to Saratoga in taking Dr. Bryant over to 61 Park Row.

The ambulance surgeon rushed into the building and was met by the surprised night watchman.

"Where's the man that's hurt?" asked Dr. Bryant.

"Nobody hurt here," said the watchman. "Well, what did you send a hurry call for the ambulance for?" demanded the physician.

"He didn't send for you, it was me," interposed a young man, elbowing his way through the crowd. "There's a man got both legs broke on the third floor of the Pulitzer building and they won't let him out. Hear him groaning? Come over here," and the excited man ran across to City Hall Park.

"Now you can hear him plain. See, there he is at the window."

Neither Dr. Bryant nor any one else in the crowd could see any man getting killed.

"That watchman's got it in his head. I could get the fellow out, so I sent a call for the ambulance," continued the man.

Then Policeman O'Sullivan and Roundsman Smith of the Oak street station appeared.

"I guess you had better take charge of this man," said Dr. Bryant, making a motion of his hand toward the man in his head.

After a parting admonition to Dr. Bryant to rescue the "man getting killed" he readily accompanied the policeman to the station house, where he was looked up charged with intoxication and disorderly conduct.

He said he was Dennis Plock, 31 years old, a laborer, no home. The watchman in the Pulitzer building said the man had tried several times to enter the building, but had been ejected each time.

IT'S HINCHLIFFE'S DOG.

Patterson's Fire and Flood Mayor Calls Him and He Comes.

PATTERSON, N. J., Aug. 9.—Ex-Mayor Hinchliffe and Morris Luckman of this city had a heated argument in the police station this morning over the ownership of a brindle bulldog that answered to the name of Jack.

The ex-Mayor, who had taken the dog from Luckman last night in front of the ex-Mayor's house, visited the station in accordance with his promise to a policeman who found the two men disputing as to the dog's ownership.

Hinchliffe appeared and was in the act of taking out license for the dog when Luckman walked in. The books showed that the ex-Mayor had taken out license in former years. Luckman would not say from whom he got the dog, of which he claimed ownership for three weeks. Hinchliffe called the dog and it went to him; Luckman chirped and it turned to him; but Hinchliffe called again and the dog turned back, so the police turned the dog over to him.

GRIM JIGGS AFTER DOLLARS.

Will Ask Cleveland and Bryan to Send Along Their Contributions.

WASHINGTON, Aug. 9.—Grover Cleveland and William J. Bryan will be called upon by Chairman James Matthews Griggs of the Democratic Congressional committee to contribute \$1 apiece to the Democratic fund. Mr. Bryan is expected to respond promptly with his dollar, but whether Mr. Cleveland will do so is a matter of speculation. Griggs is sending circulars to the faithful telling them that dollar



A New Soft Hat for Men "The Initial," \$3.50

The picture tells the story and illustrates the handsome shape, showing the slight taper and the unusual height of crown when telescoped. This hat is especially made for us by the John B. Stetson Co. Colors are black, pearl and fawn. Brims are bound with ribbon to match the band. Crowns are five inches high, and when telescoped 3½ inches high. Brims in two widths—2½ and 2¼ inches.

It is a hat of refinement and character that will be welcomed particularly by the business man. \$3.50 each.

Main floor, Wanamaker Building.

Men's Shirts and Scarfs

There is still excellent selection today among the \$1 and \$1.50 Shirts at 70c each. This collection presents the choicest patterns offered this season at such a price. Cuffs attached and detached; bosoms plain or plaited. Sizes 14 to 17, at 70c each.

We also have ready today an excellent lot of Men's White Madras Shirts at 50c each. The materials are the same quality as most makers put into \$1 shirts. They are well made, good-fitting, with plain or plaited bosoms. Sizes 14 to 16, at 50c each.

There are still plenty of the Men's Washable Four-in-hand Scarfs, such as we have been selling all season at 25c each. Today two for 25c.

We took the manufacturer's surplus stock. That is why you get the bargain. A wide variety of attractive mercerized washable fabrics to select from.

Astor Place Corner, Wanamaker Building.

Suits for Large Men

At \$10, reduced from \$15 and \$18

Sizes in this collection include 40 to 44-inch chest measure for regular and tall men, and 42 to 46 inches for stout men.

Suits have single-breasted sack coats, are made of neat fancy mixtures and fine black tibets; all half-lined and made up as light and cool as possible.

Former prices were \$15 and \$18 in our regular stock. Now at \$10 a suit.

Main floor, Wanamaker Building.

Young Men's SUITS

At End-of-Season Prices

This good news is for young men of 15 to 19 years who require and appreciate smart clothing. Styles and fabrics are the best we could select this season for our regular stock. Now we are ready to close them out and make it pay you well for taking them. Single and double-breasted sack coat suits of guaranteed blue and black serge, mostly half-lined:

Forty-seven Suits that were \$15 to \$18; now at \$12 a suit. Thirty-one Suits that were \$20; now at \$15 a suit.

Also a small lot of Youths' Suits of black and blue chevrons and tibets and a few fancy mixtures.

Twelve Suits that were \$12; now at \$6.75 a suit. Twenty Suits that were \$15; now at \$8.50 a suit.

Thirty Suits that were \$18 and \$20; now at \$12.00 a suit.

Main floor, Wanamaker Building.

Buy Your Furniture Now We'll Deliver It Later on in the Fall

If You Are Not Ready to Receive It at Once

You need only MAKE SELECTIONS during the August Sale to secure the advantage of the splendid savings—nothing more to bother about until you want the furniture sent home.

You can count on getting an average of a HALF MORE THAN YOUR MONEY'S-WORTH, during the August Sale—and you get the best furniture that is made in each respective grade.

THREE FLOORS—and an extra display in the Basement—from which to make selection. Variety ranges from the lowest-priced furniture that careful housekeepers wish to buy, up to the most exquisite and most superbly constructed furniture made in America.

WHAT YOU WANT is here—and EVERY PIECE OF FURNITURE IN OUR ENTIRE STOCK IS REDUCED. Don't wait until the best offerings are picked out by others.

JOHN WANAMAKER

Formerly A. T. Stewart & Co., Broadway, Fourth Avenue, Eighth to Tenth Street.

MRS. SHELTON'S DIVORCE FINAL.

Her Husband, James Sheldon, Said to Be Anxious to Marry an English Woman.

Supreme Court Justice Giegerich signed yesterday the final decree granting to Emily J. Sheldon an absolute divorce from James Sheldon, on the ground of his conduct with an unknown woman. Mrs. Sheldon is a sister of the late John Folger Adam and married Sheldon some twenty years ago. They have a daughter who became a debutante about the time Mr. and Mrs. Sheldon separated, two years ago.

It is said that the woman in the case is an English woman whom Sheldon is anxious to marry. He has lived for some years almost entirely in England, while his wife remained at their home here, 9 East Tenth street.

U. S. Recruiting Officer Commits Suicide.

MOBILE, Ala., Aug. 9.—Sgt. Daniel Manning, in charge of the United States recruiting office at Laurel, Miss., committed suicide last night by slashing his wrist with a razor. He wrote to his wife bequeathing her all.

ABDUCTED WIFE AND BABY.

S. C. Laney, Pittsburgh Contractor, Accuses Neighbor, Who Is Arrested Here.

Sylvester C. Laney, a contractor of 6376 Aurelia street, Pittsburgh, was in Jefferson Market court yesterday afternoon as a complainant against Henry Ralph Weaver, who Laney declared, abducted his wife, Mrs. Gertrude Laney, and his fourteen-month-old daughter, Gladys. Laney testified that on the night of July 15 Weaver, who is a liquor dealer, living near the Laney home, left Pittsburgh in company with Mrs. Laney and the child.

The husband followed them to Philadelphia, and then finding that they had left there for New York he came on here on Wednesday, August 1. The case was put in the hands of Detective Tony Sabar of Police Headquarters, who hung around the general delivery window of the Post Office until yesterday noon, when a man came up and called for a letter for H. B. Weaver. Sabar arrested the man. He denied his identity, but after a search there was found on his person a picture of himself and Mrs. Laney and the child, taken by a Coney Island photographer. Weaver was held for examination this

W. L. DOUGLAS SHOES

Do you wear W. L. Douglas \$3.50 shoes? If not, you should give them a trial, because they are the best shoes produced for the price; this is proved by my sales. I make and sell more men's \$3.50 shoes than any other manufacturer in the world.

As Good as Custom Shoes Costing \$7 to \$8. "I have been wearing W. L. Douglas \$3.50 shoes for the past nine years, and can say I get as much style, wear and comfort as I formerly had from custom shoes costing \$7.00 and \$8.00."

2330 First Avenue.

If I could take you into my large factories at Brockton, Mass., and show you how carefully W. L. Douglas \$3.50 shoes are made, you would then understand why they hold their shape, fit better, wear longer, and are of greater value than any other make.

BOYS SHOES, \$2.00 and \$1.75. Just the same as my men's \$3.50 shoes, the same leathers, for \$2.00 and \$1.75.

Wherever you live, you can obtain W. L. Douglas shoes. His name and price is stamped on the bottom, which protects you against high prices and inferior shoes. Take no substitute. Sold in W. L. Douglas exclusive shoe stores in the principal cities, and by the best shoe dealers everywhere.

Fast Color Eyelets used exclusively. Catalogue mailed free. W. L. Douglas, Brockton, Mass.

W. L. Douglas Greater New York \$3.50 Shoe Stores: 433 Broadway, corner Howard Street. 785 Broadway, corner 9th Street. 853 Broadway, corner 14th Street. 1346 Broadway, corner 54th Street. 1447-1449 Broadway, corner 41st Street. 674 Third Avenue. 1262 Third Avenue, corner 180th Street. 2775 Third Avenue, bet. 146th & 147th Streets. 250 West 188th Street. 356 Sixth Avenue, corner 23d Street.

For Friday and Saturday.

Continuation of the Sale of

Men's Fine Business Suits

Values up to \$35, in a world of choice patterns

\$19.50

Men's White Flannel Coats and Trousers, Single or Double Breasted

Unusual Value, regularly \$18 to \$22

\$14.50

Men's Good Business Suits

Values regularly up to \$25

\$12.50

If your size is here, the saving is anywhere from \$7.50 to \$12.50.

Choice of all Straw Hats

Values \$2, \$3, \$4.

Newest braids and shapes, \$1 highest qualities.

Play Golf? Tennis? Flannel Trousers

Values \$5 and \$6.

Smart flannel effects \$3.50 and perfect in fit.

Smith, Gray & Co.,

BROADWAY AT 31ST ST., NEW YORK. FULTON ST. AT FLATBUSH AVE. BROADWAY AT BEDFORD AVE., BROOKLYN.

Kennedy 112 CORTLANDT ST.

Open Mesh Underwear

End of Season Prices.

Lisle Mesh 69c.

were 1.00.

Linen Mesh 1.49.

were 2.50.

It's the cleanest, coolest, dryest feeling underwear there is.

50c Lisle Sox at 25c.

An Importer's Clearance.

Linen Negligee Shirts 85c.

Cuffs attached or separate.

THE BEST THING WITH WHICH TO COVER YOUR TWO CALVES IN THE COUNTRY, IS A PAIR OF OUTING TROUSERS.

We've any quantity of them in a wide variety of flannels and such.

\$3.50 to \$7.

Not too late yet to get one of those 50c. crocheted scarfs for 25c.

ROGERS, PEET & COMPANY.

Three Broadway Stores.

258 at 1260

Warren st. 13th st. 32nd st.

FRIGHTENED BOY DROWNED.

Playing on Schooner and Coming of Watchman Made Him Venture His Jump.

Freddy S. Murray, 11 years old, of 441 West Fifty-seventh street, was playing with other children on a deserted schooner moored to the public dock at the foot of West Fifty-fourth street yesterday afternoon and was having a great time when one of the boys shouted, "Cheese it! Here comes de watchman!"

A man believed to be the regular dock watchman approached along the pier, waving a stick at the boys, and they made a scramble for the pier. Freddy, who was at the stern of the schooner, got so frightened that he tried to jump from the bulwark to the pier, a distance of six feet or more. The little fellow fell into the water and sank instantly. He could not swim.

Men attracted by the cries of the other children went in after him, but could not find him. The body was not recovered until three hours after the accident, when William Golden of 881 Tenth avenue. The watchman could not be found at the dock.

Bloomingdale's

SPECIAL SALES NOW UNDER WAY AT BLOOMINGDALES'.

First and Foremost, Our Greatest and Best August

Furniture Sale.

High grade furniture only and every piece at a very special price. The reductions range from 33 1/3 to 40 per cent. The sale covers every phase of furniture that the home requires.

Cut Glass.

The special August sale involves about \$15,000 worth of the choicest American cut glass, embracing every variation of the useful and ornamental. The price reductions are the most substantial ever made.

Lawn Shirt Waists

114 dozen beautiful models on sale this morning. Spick and span. Just from the manufacturer, who made them to sell for double our prices of

79c, 98c, \$1.49 & \$1.98

Women's Suits

Smartest of the season's tailored cloth suits made of high-grade Panamas and Worsters. Plain colors, checks and stripes, black and gray predominating. Jackets lined with taffeta silk. Reduced from \$20, \$22.50 and \$25.00 to..... \$9.75